

U.S. Department of Justice
United States Marshals Service**FILED**
CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.**PROCESS RECEIPT AND RETURN**
See "Instructions for Service of Process by U.S. Marshal"

#31

PLAINTIFF United States of America	★ APR 15 2019 ★	COURT CASE NUMBER 17-CR-155
DEFENDANT RONALD GIALLANZO	BROOKLYN OFFICE	TYPE OF PROCESS Order of Forfeiture

SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
	U.S. Marshals Service ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 225 Cadman Plaza, Brooklyn, New York 11201

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285
RICHARD P. DONOGHUE, United States Attorney Eastern District of New York 271 Cadman Plaza East, 7th Floor Brooklyn, New York 11201 Attn: Melissa Thorne, FSA Records Examiner	Number of parties to be served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

As per the Order of Forfeiture please transfer funds in amount of \$300,000 into the Asset Forfeiture Fund pending possible restoration.
Cats # (18-FBI-006147) \$300,000.00

Signature of Attorney other Originator requesting service on behalf of: <i>Brendan King by letter</i>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 718-254-6253	DATE 9/26/18
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. 53	District to Serve No. 53	Signature of Authorized USMS Deputy or Clerk <i>M. Quella</i>	Date 9/27/18
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode
Address (complete only different than shown above)	Date 10/11/18
	Time <input type="checkbox"/> am <input checked="" type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy <i>M. Quella</i>

Service Fee \$65.00	Total Mileage Charges including endeavors	Forwarding Fee	Total Charges \$65.00	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*) \$0.00
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REMARKS: (\$300,000.00)
Funds deposited to AIN (18-FBI-006147) and into AFF from AIN 17-FBI-001119 on 10/11/18

- PRINT 5 COPIES:**
1. CLERK OF THE COURT
 2. USMS RECORD
 3. NOTICE OF SERVICE
 4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
 5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

RECEIVED

2018 SEP -7 P 5:13

SLR:LDM:BGK
F. #2017R00410

DR

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

PRELIMINARY ORDER OF
FORFEITURE

- against -

17-CR-155 (S-1) (DLI)

RONALD GALLANZO,

Defendant.

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WHEREAS, on or about March 19, 2018, RONALD GALLANZO (the "defendant"), entered a plea of guilty to the offense charged in Count One of the above-captioned Superseding Indictment charging a violation of 18 U.S.C. § 1962(d) and, admitted as racketeering acts his participation in extortionate extension and collection of credit as to John Doe #4 (as alleged in Racketeering Act Nineteen); extortionate extension and collection of credit as to John Doe #18 (as alleged in Racketeering Act Twenty-Nine); extortionate extension and collection of credit as to John Doe #19 (as alleged in Racketeering Act Thirty); extortionate extension and collection of credit as to John Doe #20 (as alleged in Racketeering Act Thirty-Two); and extortionate extension and collection of credit as to John Doe #21 (as alleged in Racketeering Act Thirty-Three); and

WHEREAS, pursuant to 18 U.S.C. § 1963(a), the defendant has consented to the entry of a forfeiture money judgment in the amount of one million three hundred fifty thousand dollars and no cents (\$1,350,000.00) (the "Forfeiture Money Judgment"), which represents monies that the defendant received in financing, extending and collecting

extortionate debt, as: (a) any interest that the defendant acquired or maintained in violation of 18 U.S.C. § 1962; (b) any property that the defendant has any interest in, security of, claims against, or property or contractual rights of any kind affording a source of influence over the enterprise that the defendant established, operated, controlled, conducted and participated in the conduct of, in violation of 18 U.S.C. § 1962; (c) any property that constitutes, or is derived from, any proceeds which the defendant obtained, directly or indirectly, from his racketeering activity, in violation of 18 U.S.C. § 1962; and/or (d) substitute assets in accordance with the provisions of 18 U.S.C. § 1963(m).

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, on consent, by and between the United States and the defendant as follows:

1. The defendant shall forfeit to the United States the full amount of the Forfeiture Money Judgment pursuant to 18 U.S.C. §§ 1963(a) and 1963(m).
2. All payments made towards the Forfeiture Money Judgment shall be made by a money order, or a certified or official bank check, payable to "United States Marshals Service" with the criminal docket number noted on the face of the check. The defendant shall cause said check(s) to be delivered by overnight delivery to Assistant United States Attorney Brendan G. King United States Attorney's Office, Eastern District of New York, 271-A Cadman Plaza East, 7th Floor, Brooklyn, New York 11201.
3. The Forfeiture Money Judgment shall be paid as follows: (a) the defendant shall pay the sum of three hundred thousand thousand dollars and zero cents (\$300,000.00) towards the Forfeiture Money Judgment on or before the date of the defendant's sentencing (the "Initial Due Date"); and (b) the balance of the Forfeiture Money

Judgment in the sum of one million fifty dollars and no cents (\$1,050,000.00), shall be paid in full no later than two (2) years from the date of the defendant's plea (the "Final Due Date"). If the defendant pays a total of one million two hundred fifty thousand dollars and no

cents (\$1,250,000.00) towards the Forfeiture Money Judgment on or before the Final Due Date, the Forfeiture Money Judgment shall be reduced by one hundred thousand dollars and no cents (\$100,000.00) to one million two hundred fifty thousand dollars and no cents (\$1,250,000.00).

4. Elizabeth Giallanzo (the "Civil Claimant") and the defendant, individually, agree to sell the real property and premises located at 164-04 86th Street, Howard Beach, New York 11414 (the "Howard Beach Property"), which sale shall be completed within two (2) years from the date of the defendant's plea. Proceeds from this sale will be applied towards the Forfeiture Money Judgment only. Upon the sale of the Howard Beach Property which proceeds will be used to satisfy the Forfeiture Money Judgment, the government will tender a Release of Pendency against the Howard Beach Property and dismiss the Civil Action in United States of America v. 164-04 86th Street, Docket Number 17-CV-507 (ENV) (the "Civil Case"). Upon the sale of the Howard Beach Property, the Forfeiture Money Judgment shall be satisfied at closing. At closing, a representative from the United States Marshals Service will be provided with a certified bank check for the full amount remaining on the Forfeiture Money Judgment, and the government will tender a Release of Pendency against the Howard Beach Property. If the Forfeiture Money Judgment is not satisfied by the Final Due Date, the Civil Claimant and the defendant agree to the

seizure, forfeiture, and sale by the United States Marshals Service of the Howard Beach Property as a substitute asset pursuant to 18 U.S.C. § 1963(m).

5. Upon entry of this Preliminary Order of Forfeiture ("Order"), the United States Attorney General or his designee is authorized to conduct any proper discovery in accordance with Fed. R. Crim. P. 32.2(b)(3) and (c). The United States alone shall hold title to the monies paid by the defendant to satisfy the Forfeiture Money Judgment following the Court's entry of the judgment of conviction.

6. The defendant shall not file or interpose any claim or assist others to file or interpose any claim to any property against which the government seeks to execute the Forfeiture Money Judgment in any administrative or judicial proceeding. The defendant shall fully assist the government in effectuating the payment of the Forfeiture Money Judgment. If the Forfeiture Money Judgment is not received as provided above, the defendant shall forfeit any other property of his up to the value of the outstanding balance, pursuant to 18 U.S.C. § 1963(m).

7. The defendant knowingly and voluntarily waives his right to any required notice concerning the forfeiture of the monies and/or properties forfeited hereunder, including notice set forth in an indictment or information. In addition, the defendant knowingly and voluntarily waives his right, if any, to a jury trial on the forfeiture of said monies and/or properties, and waives all constitutional, legal and equitable defenses to the forfeiture of said monies and/or properties, including, but not limited to, any defenses based on principles of double jeopardy, the Ex Post Facto clause of the Constitution, the statute of

limitations, venue, or any defense under the Eighth Amendment, including a claim of excessive fines.

8. The entry and payment of the Forfeiture Money Judgment is not to be considered a payment of a fine, penalty, restitution loss amount or a payment of any income taxes that may be due and shall survive bankruptcy.

9. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B), this Order shall become final as to the defendant at the time of sentencing and shall be made part of the sentence and included in the judgment of conviction. This Order shall become the Final Order of Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2). At that time, the properties forfeited herein shall be forfeited to the United States for disposition in accordance with the law.

10. This Order shall be binding upon the defendant and the successors, administrators, heirs, assigns and transferees of the defendant, and shall survive the bankruptcy of any of them.

11. This Order shall be final and binding only upon the Court's "so ordering" of the Order.

12. The Court shall retain jurisdiction over this action to enforce compliance with the terms of this Order and to amend it as necessary, pursuant to Fed. R.

Crim. P. 32.2(e)

Dated: Brooklyn, New York
April 3, 2018

SO ORDERED:

RE: US v. Ronald Giallanzo 17CR155(DLI)
/s/ DLI

HONORABLE DORA L. RIZARRY
CHIEF UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF NEW YORK

A TRUE COPY	
DATE	<u>September 15, 2018</u>
DOUGLAS C. PALMER	
BY	<u>[Signature]</u> CLERK